



GALVESTON COUNTY, TEXAS

COMMISSIONERS COURT 722 Moody, County Courthouse, Galveston, TX 77550 (409) 766-2244

Mark Henry Ryan Dennard Joe Giusti Stephen Holmes Ken Clark
County Judge Commissioner, Precinct 1 Commissioner, Precinct 2 Commissioner, Precinct 3 Commissioner, Precinct 4

AGENDA February 17, 2015 – 1:30 PM

CONSENT AGENDA: ALL ITEMS MARKED WITH A SINGLE ASTERISK (*) ARE PART OF THE CONSENT AGENDA AND REQUIRE NO DELIBERATION BY THE COMMISSIONERS COURT. ANY COMMISSIONERS COURT MEMBER MAY REMOVE AN ITEM FROM THIS AGENDA TO BE CONSIDERED SEPARATELY.

In accordance with the provisions of the Americans with Disabilities Act (ADA), persons in need of a special accommodation to participate in this proceeding shall, within three (3) days prior to any proceeding contact the County Judge's office at 722 Moody, Galveston, Texas 77550 (409) 766-2244.

REGULARLY SCHEDULED MEETING

Call to Order

Invocation and Pledge of Allegiance

Consent Agenda

- *1. Submitted by the Auditor's Office:
 - a. Approval of the Accounts Payable Checks dated 2/10/15 & 2/17/15
 - b. Order for Payroll period ending 2/11/15 Bi-Weekly #4
 - c. Order for Supplemental Payroll period ending 2/11/15 Bi-Weekly #4
 - d. Indemnification request from Galveston County Tax Assessor/Collector
 - e. Monthly Financial Report for the month of December 2014
 - f. Internal Audit cash count report for Community Supervision and Corrections Department on 1/21/15 with response letter from Kelly Bozeman, Administrative Branch Manager dated 1/30/15
 - g. Internal Audit report for the asset inventory of the Facilities Department for period of 1/5 - 9/15 with a response letter from Mike J. Bell, Interim Facilities Director dated 2/3/15
 - h. Internal Audit report of Sheriff's Office Bond Division for period 11/1/13 - 10/31/14 with response letter from Honorable Henry A. Trochesset dated -

1/23/15

- i. Internal Audit report of The Children's Center on behalf of the Contract Services Department for period of 10/1/13 - 9/30/14 with a response letter from Connie Nicholson, Director of Contract Services dated 1/29/15
 - j. Internal Audit report for the close out of Honorable Sonny James accounts (previously JP3) performed on 12/1/14 - 1/28/15
 - k. Internal Audit report for the close out of Honorable Patricia Vondra's accounts (previously JP6) performed on 12/1/14 - 1/28/15
 - l. Internal Audit report for the close out of Honorable Mike Nelson's accounts (previously JP4) performed on 12/1/14 - 1/28/15
 - m. Internal Audit report for the close out of Honorable Daryl Apffel's accounts (previously JP5) performed on 12/1/14 - 1/28/15
 - n. Internal Audit report for the close out of Honorable Toni Randall's accounts (previously JP7) performed on 12/1/14 - 2/3/15
 - o. Internal Audit report for the close out of Honorable James Woltz's accounts (previously JP8.2) performed on 12/1/14 - 2/3/15
 - p. Internal Audit report for the first quarter collections of Honorable James Schweitzer, JP2 (Galveston location)
 - q. Internal Audit report for the first quarter collections of Honorable Penny Pope, JP3 (Galveston location previously JP2)
 - r. Internal Audit report for the first quarter collections of Honorable Kathleen McCumber, JP4 (League City location, previously JP8.1)
 - s. Order for payment of the monthly Health Insurance Claims made by Boon Chapman for month ending 12/31/14
 - t. Order for payment of the monthly Indigent Healthcare Fund made by Boon Chapman for the month ending 12/31/14
 - u. Indemnification request from Galveston County Tax Assessor/Collector
- *2. Receive and file *Summary of Bi-Weekly Personnel Movements* pay period #3, January 15-28, 2015 submitted by Human Resources.

- *3. Consideration of *approving exemption to the 4 pay period mandatory vacancy policy for Shop Foreman (Psn #1721110002)* submitted by Human Resources on behalf of Mosquito Control.
- *4. Consideration of a *Resolution honoring the retirement of Deputy Richard Percy from the Galveston Sheriff's Office* submitted by County Legal.
- *5. Consideration of a *Resolution honoring the 175th Anniversary of Avenue L Missionary Baptist Church* submitted by County Judge's Office.
- *6. Consideration of a *Resolution honoring the 50th Anniversary of the Vietnam War* submitted by County Judge's Office.
- *7. Receive and file *FY 2015 First Quarter Investment Report October 2014 Through December 2014* submitted by the County Treasurer.
- *8. Receive and file *Gulf Port Village Stop Sign Installation* submitted by Road & Bridge.
- *9. Receive and file *response to the Quarterly Audit Report for Constable Rick Sharp* submitted by Constable, Precinct 7.
- *10. Consideration of *adoption of FY 2014-2015 Investment Policy* submitted by County Legal on behalf of the County Treasurer.
- *11. Receive and file *FY 2015 Texas Indigent Defense Commission Formula Grant Award* from the *Texas Indigent Defense Commission* submitted by the Grants Manager.
- *12. Consideration of *authorization for the County Judge to sign Grant Adjustment Notice regarding a No-Cost Time Extension for the FY 2013 Urban Areas Security Initiative Grant from the Texas Department of Public Safety* submitted by the Grants Manager.
- *13. Consideration of *approval of Memo of Understanding with the Children's Center regarding services pertaining to the Juvenile Justice and Delinquency Prevention Grants from the Office of the Governor's Criminal Justice Division to the Sheriff's Department and authorize County Judge to sign* submitted by the Grants Manager.
- *14. Consideration of *authorization to submit FY 2016 Galveston County Adult Drug Court Grant Application to the Office of the Governor Criminal Justice Division's Specialty Court Grant Program and authorize the County Judge to sign application Resolution* submitted by Grants Manager.
- *15. Consideration of *authorization to submit FY 2016 Galveston County Violence Against Women Prosecutor Application to the Office of the Governor Criminal Justice Division's Violence Against Women Act Grant Program and authorize County Judge to sign application Resolution* submitted by the Grants Manager.

- *16. Consideration of *authorization to submit FY 2016 Upward Hope Academy Program Application to the Juvenile Justice Delinquency Prevention Act Grant Program through the Office of the Governor Criminal Justice Division and authorize County Judge to sign application Resolution* submitted by the Grants Manager.
- *17. Consideration of *authorization to submit FY 2016 Galveston County Victim Assistance Coordinator Program Application to the Victims Of Crime Act (VOCA) Grant Program through the Office of the Governor Criminal Justice Grant Program and authorize County Judge to sign application Resolution* submitted by the Grants Manager.
- *18. Consideration of *acceptance of FY 2015 Juvenile Mental Health Services Allocation Grant from the Houston-Galveston Area Council and authorize the County Judge to sign Contract documents* submitted by the Grants Manager.
- *19. Consideration of *accepting a deed on Parcel 144B required for the FM 646 project* submitted by Right of Way.
- *20. Consideration of a *Texas City Hurricane Levee permit to CenterPoint Energy to replace a 3" pipeline through an existing sleeve in the Texas City Hurricane Concrete Floodwall with a 4" pipeline* submitted by the County Engineer.
- *21. Consideration of a *professional engineering services agreement with McDonough Engineering for the Jack Brooks Park Road alternate FEMA project* submitted by the County Engineer.
- *22. Consideration of *accepting deed for Parcel 145 required for the FM 646 project* submitted by Right of Way.
- *23. Consideration of *approval of a sponsor letter for the widening of FM 646 from SH 146 to Bayshore Dr.* submitted by the County Engineer.
- *24. Consideration of *approval for Solarwinds annual hardware maintenance renewal with Solarwinds* submitted by Information Technology.
- *25. Consideration of *approval for annual contract renewal for video solution services with Face to Face Live, Inc* submitted by Information Technology.
- *26. Consideration of *approval for annual software renewal for Galveston County Netbackup servers with Symantec* submitted by Information Technology.
- *27. Consideration of *approval for Enterprise Agreement annual renewal with SHI Government Solutions* submitted by Information Technology.
- *28. Consideration of *approval for Galveston County phone system upgrade with Presidio Network Solutions* submitted by Information Technology.

- *29. Consideration of approval *for the statement of work for Galveston County data conversion with The North Texas Data Corporation* submitted by Information Technology.
- *30. Consideration of *approval for Basis Access control OnGuard Remote Desktop license with Stanley Security Solutions* submitted by Information Technology.
- *31. Consideration of *Request for Tax Refunds in Excess of \$2,500.00* submitted by the Tax Assessor/Collector:
- a.

R428617	\$2,945.09	Overage Payment
R433588	\$3,396.17	Duplicate Payment
R503643	\$3,353.50	Overage Payment
R514236	\$4,671.60	Duplicate Payment
R516313	\$4,870.94	Duplicate Payment
R524553	\$5,996.89	Duplicate Payment
R605960	\$3,639.91	Duplicate Payment
- *32. Consideration of Request for *Tax Refunds in Excess of \$2,500.00* submitted by the Tax Assessor/Collector:
- a.

R147583	\$10,964.24	Duplicate Payment
R420614	\$ 3,428.12	Duplicate Payment
R166985	\$ 3,230.42	Duplicate Payment
R136335	\$ 2,720.25	Duplicate Payment
R436369	\$ 2,639.22	Duplicate Payment
- *33. Consideration of Request for *Tax Refunds in Excess of \$2,500.00* submitted by the Tax Assessor/Collector:
- a.

R120638	\$3,224.65	Over Payment
R147583	\$10,244.35	Over Payment
R298939	\$3,031.23	Duplicate Payment
R368855	\$3,465.92	Duplicate Payment
R388451	\$6,648.14	Duplicate Payment
R394962	\$3,073.33	Duplicate Payment
R405867	\$5,878.28	Duplicate Payment
R407548	\$3,263.55	Duplicate Payment
R412810	\$3,469.99	Duplicate Payment
R414613	\$3,488.79	Duplicate Payment
R417640	\$3,019.11	Duplicate Payment
R417732	\$5,314.00	Duplicate Payment
R418543	\$3,392.01	Duplicate Payment
R433572	\$3,142.96	Duplicate Payment

R506548	\$3,132.68	Duplicate Payment
R509135	\$2,680.68	Duplicate Payment
R512031	\$6,630.34	Duplicate Payment

- *34. Consideration of *approval of granting a reduction of a permit fee (Facility Permitting Policy, Section 5.1.2 and 5.1.3) for the Mark Kilroy Foundation for use of the Runge Community Center for the S.A.F.E. Summer Program on June 8-11; 15-18; and 22-25*, submitted by the Parks & Cultural Services Department.
- *35. Consideration of *approval of a merchant processing application, agreement and program terms and conditions for the Bolivar Beach Parking Sticker Program*, submitted by the Parks Department.
- *36. Consideration of *approval to receive a donation of newspapers from Galveston Daily News to be delivered to home-bound meal clients* submitted by the Parks Department.
- *37. Consideration of authorization to *close the boat ramp at Walter Hall Park on Monday, April 27, 2015 through Monday, May 4, 2015 for the "Village Fair" event with a 30-day advance notice posted* submitted by Parks & Cultural Services.
- *38. Consideration of *approval to enter into a membership with Cooperative Purchasing Venture (CPV)* submitted by the Purchasing Agent.
- *39. Consideration for *authorization to add a vehicle into the Sheriff's Department Inventory and to dispose of Salvage or Surplus Property* submitted by the Purchasing Agent.
- *40. Consideration for *authorization to dispose of Salvage or Surplus Property* submitted by the Purchasing Agent.
- *41. Consideration to *authorize an extension on the following RFP* submitted by the Purchasing Agent:
 - a. RFP #B062010 Debris Management Services
- *42. Consideration for *authorization to issue a formal solicitation for the following bid* submitted by the Purchasing Agent:
 - a. CDBG Round 2-Real Property Sales-February 2015
- *43. Consideration for *authorization to cancel and rebid the following RFP* submitted by the Purchasing Agent:
 - a. RFP #B132016 Financial Assistance Program for Galveston County

- *44. Consideration of *authorization for the County Judge to sign an agreement between the County of Galveston and College of the Mainland to provide election services for their May 2015 election* submitted by the County Clerk.
- *45. Consideration of *authorization for the County Judge to sign an agreement between the County of Galveston and the City of Tiki Island to provide election services for their May 2015 election* submitted by the County Clerk.
- *46. Consideration of *authorization for the County Judge to sign an agreement between the County of Galveston and the La Marque ISD to provide election services for their May 2015 election* submitted by the County Clerk.
- *47. Consideration of *authorizing County Judge to sign a letter to Brian Maxwell, City Manager for the City of Galveston, concerning the permit issued by the County to Artist Boat for decoration of concrete benches located on the Galveston Seawall* submitted by County Legal.
- *48. Consideration of *approval of the 2015 Local Emergency Planning Committee (LEPC) Membership Update Form (TDEM Form #151), authorizing County Judge to execute same, and authorizing submission of same to the State Emergency Response Commission*, submitted by the Galveston County LEPC.
- *49. Consideration of *approval for the solicitation of an auction for the sale of the following property* submitted by Housing:
 - a. **1211 7th Ave. N. Texas City**, Lot Six (6), in Block Four (4), of Chelsea Manor Subdivision, in Galveston County, Texas, according to the map or plat thereof as recorded in Volume 254-A, Page 54, later transferred to Plat Record 3, Map Number 49, of the Map Records in the office of the County Clerk of Galveston County, Texas.
 - b. **712 1St. Ave. N. Texas City**, Lots Eleven and Twelve (12), in Block One Hundred Eighty- six (186), of Texas City Second Division, a subdivision in Galveston County, Texas, according to the map or plat thereof as recorded in Volume 134, Page 12, later transferred to Plat Record 10, Map Number 33, of the Map Records in the office of the County Clerk of Galveston County, Texas.
- *50. Consideration of *approval to purchase bucking chutes at Jack Brooks Park Rodeo Arena* submitted by Commissioner, Precinct 4.

Action Agenda

51. Commissioner, Precinct 4

- a. Consideration of hiring a lobbying firm for the 2015 legislative agenda adopted in December 2014.

52. **County Legal**

- a. Consideration of authorization for the County Judge to sign a certification of approval of Public Activity Bonds issued by the City of Arlington Higher Education Finance Corporation for the Odyssey Academy.
- b. **Break into Executive Session.**
- c. **Executive Session:** Texas Government Code Section 551.071, Consultation with Attorney: rendering legal advice about pending or contemplated litigation or on a matter in which the duty of the attorney to the County under the Texas Disciplinary Rules of Professional Conduct conflicts with the Open Meetings Act relating to DJ # 204-74-343, The United States of America and Galveston County, Texas under the Americans with Disabilities Act.
- d. **Executive Session:** Consultation with Attorney: the Commissioners Court will enter into an executive session as permitted under the Texas Open Meetings Act, Chapter 551 of the Texas Government Code, pursuant to Section 551.071 of the Government Code: to seek the advice of its attorney about pending or contemplated litigation or on a matter in which the duty of the attorney to the County under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Open Meetings Act relating to Civil Action No. 01-14-00820-CV; In re Galveston County Judge Mark Henry et al, in Their Official Capacities, in the First Court of Appeals, Houston.
- e. **Executive Session:** Texas Government Code Section 551.071, Consultation with Attorney: the Commissioners Court will enter into an executive session as permitted under the Texas Open Meetings Act, Chapter 551 of the Texas Government Code, pursuant to Section 551.071 of the Government Code: to seek the advice of its attorney about pending or contemplated litigation or on a matter in which the duty of the attorney to the County under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Open Meetings Act relating to 14-CV-1112, Kimberly Sullivan v. Galveston County Commissioners Court, Et Al, in the 212th Judicial District Court.
- f. **Executive Session:** Texas Government Code Section 551.071, Consultation with Attorney: The Commissioners Court will enter into an executive session as permitted under the Texas Open Meetings Act pursuant to Section 551.071 of the Government Code to seek the advice of its attorney about pending or contemplated litigation or on a matter in which the duty of the attorney to the County under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Open Meetings Act relating to correspondence of February 11, 2015, from CLEAT regarding Jimmy Fullen, Constable.

g. **Reconvene into Regularly Scheduled Session.**

53. **Housing Department**

- a. Consideration of approval for a 10% budgetary reserve to alleviate change orders and reduce the number of promissory modifications per the recommendation of the General Land Office.
- b. Consideration of Approval for a First Amendment to the Hurricane Ike Community Development Block Grant Disaster Recover Supplement Monitoring Services Agreement between the County of Galveston, Texas and Carrera Management Group, L.L.C. d/b/a H2Bravo.

54. **Information Technology**

- a. Consideration of authorizing County Judge to execute a contract between the County of Galveston and Presidio Networked Solutions Group, LLC concerning RFP #B151011 Unified Communications Upgrade and Data Center for Galveston County.

55. **Professional Services**

- a. Consideration of a resolution authorizing the submittal of a 2015/2016 CDBG Grant to the Texas Department of Agriculture Community Development Fund for infrastructure improvements submitted by the CDBG Project Coordinator.
- b. Consideration of approval of the following Budget Amendments:
 - 1. 15-048-0217-A
Parks Department - Request transferring funds from General Fund Reserves for the purchase of bucking chutes at Jack Brooks Park Rodeo Arena.
 - 2. 15-049-0217-B
County Architect - Request budget transfer for renovations at the North County Annex.
 - 3. 15-050-0217-C
District Attorney - Request transferring funds from General Fund Reserves for an additional Misdemeanor ADA position in the District Attorney's office.
 - 4. 15-051-0217-D
Information Technology - Request transferring funds from General Fund Reserves for an Application Support position in I.T.

5. 15-052-0217-E
Professional Services - Request transferring funds from General Fund Reserves for Senior Financial Analyst position in Professional Services.
 6. 15-053-0217-F
Information Technology - Request transferring funds from General Fund CIJS to Capital Project Fund for county-wide telephone upgrade.
 7. 15-054-0217-G
Professional Services - Request transferring funds from General Fund Reserves for Grant Matches for various FEMA projects.
- c. Consideration of approval of an Order authorizing the issuance of Galveston County General Obligation Refunding Bonds, Series 2015.
 - d. Consideration of approval of the purchase of riding lawn mowers submitted by Professional Services on behalf of Park and Senior Services.
56. **Purchasing**
- a. Request to accept WCID #1 contractors for CDBG Grant for the Moore's Addition Community Project.

Adjourn

WORKSHOP AGENDA

1. Discussion of Affordable Health Care Act software submitted by Human Resources and County Treasurer.
2. Benefit Fair and Legal Shield discussion submitted by Human Resources.
3. Discussion about compliance for CJIS submitted by Human Resources and the Sheriff.
4. Discussion regarding management of Commissioners Court judicially related administrative responsibilities:
 - a. Law Library
 - b. Site visit of Bexar County Judicial and Pretrial Services
 - c. Future Workshop Scheduling

Appearances before Commissioners Court

A speaker whose subject matter as submitted relates to an identifiable item of business on this agenda will be requested by the County Judge or other presiding court members to come to the podium where they will be limited to three minutes (3). A speaker whose subject matter as submitted does not relate to an identifiable item of business on this agenda will be limited to three minutes (3) and will be allowed to speak before the meeting is adjourned. Please arrive prior to the meeting and sign in with the County Clerk.

Executive Sessions

The Galveston County Commissioners Court may recess into closed meeting (Executive Session) on any item listed on this agenda if the Executive Session is authorized under the Open Meetings Act pursuant to one or more the following exceptions: Tex. Gov't Code §§ 551.071 (consultation with attorney), 551.072 (deliberation regarding real property), 551.073 (deliberation regarding a prospective gift or donation), 551.074 (personnel matters), 551.0745 (personnel matters affecting County advisory body), 551.076 (deliberation regarding security devices or security audits), and/or 551.087 (deliberations regarding economic development negotiations). The Presiding Officer of the Commissioners Court shall announce the basis for the Executive Session prior to recessing into Executive Session. However, the Commissioners Court may only enter into the Executive Session on any agenda item for which a separate Executive Session has not been separately posted if, prior to conducting the Executive Session, a majority of the Commissioners Court votes to go into Executive Session. This motion requirement does not apply to any agenda item that has been previously noticed to constitute or include an Executive Session.
